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PATENT
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Technology Center 2600

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Robert J. Proebsting

Application No.: 09/439,061

Filed: November 12, 1999

For: HIGH SPEED VIDEO FRAME
BUFFER

Customer No.: 20350

Confirmation No. 1190

Examiner: Brian P. Yenke

Art Unit: 2614

Technology Center: 2600

DECLARATION OF
BABAK S. SANI
UNDER 37 C.F.R. § 1.131

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I, BABAK S. SANI, hereby declare as follows:

1. I am a patent attorney registered to practice before the United States Patent and Trademark Office (USPTO).

2. I drafted the above-referenced patent application, and the application was filed in the USPTO at my direction and supervision.

3. Prior to July 24, 1996, I met with Dr. Robert J. Proebsting and received from him a disclosure of the present invention.

4. On July 24, 1996, I sent a draft of a patent application describing the present invention to Dr. Proebsting for review. Exhibit A attached hereto is a true copy of the letter that I sent with the draft on that date.

5. On July 29, 1996, I filed a first provisional application with the USPTO via Express Mail. Exhibit B attached hereto is a copy of the USPTO filing receipt for the first provisional application, assigning a filing date of July 29, 1996, and application serial number 60/022,729.

6. The first provisional application disclosed the subject matter claimed in the present application, as can be confirmed by a review of the application in the USPTO files.

7. Between July 29, 1996 and August 9, 1996, it was brought to my attention that a document referred to in the specification of the first provisional application as "Appendix A" had inadvertently been omitted from the application papers filed in the USPTO.

8. On August 9, 1996, I filed a second provisional application with the USPTO via Express Mail. Exhibit C attached hereto is a copy of the USPTO filing receipt for the second provisional application, assigning a filing date of August 9, 1996, and application serial number 60/023,955.

9. The second provisional application differed from the first provisional application only in the inclusion of the document referred to as "Appendix A."

10. The present application was filed with a priority claim based on the second provisional application, as evident from the USPTO file of the present application.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: March 9 '04

Signed: 
Babak S. Sani